

Chapter 12.32

BOATING

Sections:

- 12.32.010 Definitions.**
- 12.32.030 Indemnify City.**
- 12.32.040 Superintendent to Control Boating.**
- 12.32.050 Liability Insurance.**

12.32.010 Definitions.

For the purpose of this chapter, the following definitions shall prevail:

Boat shall mean and include any motor boat, sailboat, row boat, canoe, ice boat, hydroplane, or any water conveyance of any kind, unless otherwise specifically indicated.

Lake shall mean and include every lake or body of water located within any park owned and/or controlled by the city. (Ord. 3735 § 1; May 13, 1940).

12.32.030 Indemnify City.

Any person operating a boat upon any lake within the parks owned or controlled by the city shall indemnify, save and keep harmless the City of Lincoln from any and all damages, liability, losses, or judgments that may be claimed against the City of Lincoln as a result of said use, and thereby assumes all responsibility and liability for any damages resulting from the enjoyment of the privileges. (Ord. 8208 § 2; October 7, 1963; Ord. 3735 § 3; May 13, 1940).

12.32.040 Superintendent to Control Boating.

The Superintendent of Parks shall manage and control all boating and other activity upon or about any lake located within any park owned and controlled by the city, and is hereby authorized to promulgate such rules and regulations for the governing of persons engaged in boating, or using the boating or other facilities of such lakes, as may be necessary, which rules and regulations shall first be approved by the Mayor. (Ord. 8208 § 3; October 7, 1963; Ord. 3735 § 4; May 13, 1940).

12.32.050 Liability Insurance.

Any person desiring to haul passengers by boat for hire shall be required to:

(a) At all times maintain public liability insurance in the form of a commercial or comprehensive general liability policy, or an acceptable substitute policy form as permitted by the City Attorney, with a minimum combined single limit of \$500,000.00 aggregate for any one occurrence. The coverages required herein shall be subject to review and approval by the City Attorney for conformance with the provisions of this section;

(b) At all times keep on file with the City Clerk a current certificate of insurance signed by a qualified agent of an insurance company licensed to do business in the State of Nebraska and approved by the City Attorney for conformance with the provisions of this section evidencing the existence of valid

and effective policies of insurance naming the city as an additional insured for the coverage required by subsection (a) of this section, the limits of each policy, the policy number, the name of the insurer, the effective date and expiration date of each policy, the deductibles or self-insurance retainers of each policy, and a copy of an endorsement placed on each policy requiring thirty days' notice by mail to the City Clerk before the insurer may cancel the policy for any reason, and upon request of the City Clerk or the City Attorney, a copy of any endorsements placed on such policies or the declarations page of such policies.

Cancellation, reduction, or other termination of any insurance policy issued for or in compliance with the provisions hereof shall automatically terminate the privilege for the operation of any boat covered by such insurance policy, unless another policy complying with the provisions hereof shall be provided and in full force and effect at the time such cancellation, reduction, or termination becomes effect. (Ord. 15654 § 2; July 9, 1990: Ord. 12013 § 3; March 11, 1977: Ord. 8208 § 3; October 7, 1963: Ord. 3735 § 5; as amended by Ord. 3755; July 8, 1940).